

in those states that have not adopted a process under the Order or do not select the Department's program or activity;

(4) Responding pursuant to §17.10 of this part if the Secretary receives a recommendation from a designated areawide agency transmitted by a single point of contact, in cases in which the review, coordination, and communication with the Department have been delegated.

(b) The Secretary uses the procedures in §17.10 if a state process provides a state process recommendation to the Department through a single point of contact.

**§ 17.12 How may a state simplify, consolidate, or substitute federally required state plans?**

(a) As used in this section:

(1) *Simplify* means that a state may develop its own format, choose its own submission date, and select the planning period for a state plan.

(2) *Consolidate* means that a state may meet statutory and regulatory requirements by combining two or more plans into one document and that the state can select the format, submission date, and planning period for the consolidated plan.

(3) *Substitute* means that a state may use a plan or other document that it has developed for its own purposes to meet Federal requirements.

(b) If not consistent with law, a state may decide to try to simplify, consolidate, or substitute federally required state plans without prior approval by the Secretary.

(c) The Secretary reviews each state plan that a state has simplified, consolidated, or substituted and accepts the plan only if its contents meet Federal requirements.

**§ 17.13 May the Secretary waive any provision of these regulations?**

In an emergency, the Secretary may waive any provision of these regulations.

**PART 18—RULES OF PRACTICE AND PROCEDURE FOR ADMINISTRATIVE HEARINGS BEFORE THE OFFICE OF ADMINISTRATIVE LAW JUDGES**

**Subpart A—General**

Sec.

- 18.1 Scope of rules.
- 18.2 Definitions.
- 18.3 Service and filing of documents.
- 18.4 Time computations.
- 18.5 Responsive pleadings—answer and request for hearing.
- 18.6 Motions and requests.
- 18.7 Prehearing statements.
- 18.8 Prehearing conferences.
- 18.9 Consent order or settlement; settlement judge procedure.
- 18.10 Parties, how designated.
- 18.11 Consolidation of hearings.
- 18.12 Amicus curiae.
- 18.13 Discovery methods.
- 18.14 Scope of discovery.
- 18.15 Protective orders.
- 18.16 Supplementation of responses.
- 18.17 Stipulations regarding discovery.
- 18.18 Written interrogatories to parties.
- 18.19 Production of documents and other evidence; entry upon land for inspection and other purposes; and physical and mental examination.
- 18.20 Admissions.
- 18.21 Motion to compel discovery.
- 18.22 Depositions.
- 18.23 Use of depositions at hearings.
- 18.24 Subpoenas.
- 18.25 Designation of administrative law judge.
- 18.26 Conduct of hearings.
- 18.27 Notice of hearing.
- 18.28 Continuances.
- 18.29 Authority of administrative law judge.
- 18.30 Unavailability of administrative law judge.
- 18.31 Disqualification.
- 18.32 Separation of functions.
- 18.33 Expedition.
- 18.34 Representation.
- 18.35 Legal assistance.
- 18.36 Standards of conduct.
- 18.37 Hearing room conduct.
- 18.38 Ex parte communications.
- 18.39 Waiver of right to appear and failure to participate or to appear.
- 18.40 Motion for summary decision.
- 18.41 Summary decision.
- 18.42 Expedited proceedings.
- 18.43 Formal hearings.
- 18.44 [Reserved]
- 18.45 Official notice.
- 18.46 In camera and protective orders.
- 18.47 Exhibits.
- 18.48 Records in other proceedings.